



**Austin City Council  
MINUTES**

**REGULAR MEETING  
THURSDAY, JUNE 27, 2002**

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed.

The City Council of Austin, Texas, convened in a regular meeting on Thursday, June 27, 2002 in the Board Room at Lower Colorado River Authority Hancock Building, 3700 Lake Austin Boulevard.

**Invocation:** The Rev. David Hoster, St. George's Episcopal Church

**Mayor Garcia called the meeting to order at 12:14 p.m.**

**Mayor Garcia recessed the meeting at 12:15 p.m. to go into Executive Session.**

**EXECUTIVE SESSION**

The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.

1. Discuss legal issues concerning the appeal of the Zoning and Platting Commission's decision to deny a non-substantial revision to the Harris Branch Planned Unit Development Land Use Plan (Harris Branch PUD) located at 1375 U.S. Highway 290 East at Harris Branch. **No discussion was held on this item.**
2. Discuss legal issues related to Circle C Land Corp. (Stratus) Settlement Agreement.

**Executive Session ended at 1:50 p.m.**

**DISCUSSION ITEMS**

27. Approve a resolution to appoint Betty Dunkerley, and to re-appoint Daryl Slusher and Jackie Goodman, to the Board of Directors of the Austin Housing Finance Corporation (AHFC) for a period expiring with their City Council terms.  
**Resolution No. 020627-27 was approved on Council Member Wynn's motion, Mayor Garcia's second on a 4-0 vote. Mayor Pro Tem Goodman and Council Members Dunkerley and Slusher were off the dais.**

**CITIZEN COMMUNICATIONS**

3. Robert Kelley - Reclassification of Environmental and Community Health Sanitarians.

4. Sarah Andre' - Affordable Housing Presentation of White Paper regarding CHDO issues
5. Gus Pena - (1) Do not curtail or cut Youth or Senior Citizen Activity Programs. This will have an adverse negative impact on the community especially during the summertime.  
(2) Continue to push for Low Income Affordable Housing and Transitional Housing for Homeless Families. (3) Lets scrutinize the Budget and Preliminary Budget with a fine toothcomb before you cut services.
6. Jeanne Startzel - Put People First – Health
7. Lee Manford - Put People First – Health
8. Alice Wilson - Put People First – Health
9. Gavino Fernandez - Palm Park
10. Susana Almanza - Equity, Peace and Justice for East Austin. Stop police abuse.  
Keep East Austin Affordable.
11. Mr. David L. Dukes - Oak Springs Library Pornographic Materials, Books, Videos, etc.
12. Clint Smith - Public Concerns Generally Budget; Congratulations to 3 CM's. **Paul Robbins also spoke about budget issues.**

#### **DISCUSSION ITEMS CONTINUED**

13. Approve an ordinance authorizing the issuance of approximately \$12,250,000 City of Austin, Texas, Public Improvement Refunding Bonds, Series 2002, including approval and authorization of all related documents pertaining thereto. (No fiscal impact during fiscal year 2001-2002. \$118,436 estimated debt service requirement and \$600 annual paying agent/registrar fee was included in the fiscal year 2001-2002 Approved Budget of the General Obligation Debt Service Fund.) (Related Item No. 14)  
**Ordinance No. 020627-13 was approved on Council Member Slusher's motion, Council Member Alvarez' second by a 6-0 vote. Council Member Wynn was off the dais.**
14. Approve an ordinance authorizing the issuance of approximately \$2,510,000 City of Austin, Texas, Public Improvement Refunding Bonds, Taxable Series 2002, including approval and authorization of all related documents pertaining thereto. (No fiscal impact during fiscal year 2001-2002. \$29,019 estimated debt service requirement and \$600 annual paying agent/registrar fee was included in the fiscal year 2001-2002 Approved Budget of the General Obligation Debt Service Fund.) (Related Item No. 13)  
**Ordinance No. 020627-14 was approved on Council Member Slusher's motion, Council Member Alvarez' second by a 6-0 vote. Council Member Wynn was off the dais.**

**The motion to recess the Council Meeting at 2:37 p.m. to go into the Board of Director's Meeting of the Austin Housing Finance Corporation (AHFC) was approved on Council Member Thomas' motion, Mayor Pro Tem Goodman's second on a 7-0 vote. See the separate minutes for the AHFC meeting.**

**Mayor Garcia called the meeting back to order at 2:42 p.m.**

#### **CONSENT AGENDA**

**The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Council Member Thomas' motion, Council Member Dunkerley's second by a 7-0 vote.**

**Items 15 through 16 were pulled for discussion.**

17. Approve a resolution authorizing negotiation and execution of a contract with JOURNEYMAN CONSTRUCTION, LP, Austin, Texas, for the design and construction of a Control-Administration Building at the Sand Hill Energy Center, in an amount not to exceed \$1,976,000. (Funding is available in the 2001-2002 Amended Capital Budget of the Electric Utility Department.) (Recommended by Electric Utility Commission)  
**Resolution No. 020627-17 was approved.**
18. Approve a resolution to set a public hearing regarding the application submitted by METRO CARE SERVICES, L.L.C. for a non-emergency medical transfer franchise under Chapter 6-3 of the City Code. (Suggested Date and Time: July 11, 2002 at 6:00 p.m.) (Recommended by Austin/Travis County EMS Advisory Board)  
**This item was removed from the agenda at the applicant's request.**
19. Approve a resolution authorizing the execution of contract amendments to increase the second renewal option amounts with three HIV- related contractors: *The Wright House Wellness Center* (formally HIV Wellness Center) for outreach HIV services, in the amount of \$211,470 for a total contract not to exceed \$892,316; *Austin/Travis County Mental Health Mental Retardation (A/TCMHMR) C.A.R.E Program* for substance abuse treatment, in the amount of \$273,213 for a total contract not to exceed \$1,564,056; and *Interfaith Care Alliance* for transportation services, in the amount of \$58,371 for a total contract not to exceed \$574,666.. (Funding in the amount of \$543,054 is included in the Health and Human Services Department Special Revenue Fund, Ryan White Title I HIV Emergency Care grant. Grant period is March 1, 2002 through February 28, 2003. No match is required.) (The HIV Planning Council approved allocation of funds for the purchase of these services.) (Recommended by HIV Planning Council)  
**Resolution No. 020627-19 was approved.**
20. Approve a resolution authorizing acceptance of \$62,133 in additional grant funds from the Texas Department of Housing and Community Affairs' Community Services Block Grant (CSBG) Program for the operation of City and Travis County Neighborhood Centers; amend Ordinance 010910-01, the Fiscal Year 2001-2002 Approved Operating Budget, amending the Health and Human Services Department Special Revenue Fund by appropriating \$62,133 in grant funds, for a new total grant amount of \$795,485. [Funding in the amount of \$62,133 is available from the Texas Department of Housing and Community Affairs (TDHCA), Community Services Block Grant (CSBG) Program, for a total grant amount of \$795,485. The grant period is January 1, 2002 through December 31, 2002. No match is required.] (Related Item No. 21)  
**Resolution No. 020627-20 was approved.**
21. Approve a resolution authorizing execution of a 12-month contract with Travis County, Texas for partial support of the operation of the Travis County Rural Community Centers in an amount not to exceed \$98,102, with two 12-month extension options in an amount not to exceed \$98,102 per extension, for a total contract amount not to exceed \$294,306; pursuant Services Block Grant (CSBG) funding received from the Texas Department of Housing and Community Affairs (TDHCA). [Funding in the amount of \$98,102 is available in the 2001-2002 Approved Operating Budget for the Health and Human Services Department, Special Revenue Fund, Community Services Block Grant (CSBG) program. Contract period January 1, 2002 through December 31, 2002. Funding for the extension options is contingent upon grant funding being available in future budgets.] (Related Item No. 20)  
**Resolution No. 020627-21 was approved.**
22. Approve a resolution authorizing an amendment to the legal services contract with Rogers & Wright, P.C., for legal services concerning the City's proposed condemnation case, *City of Austin*

*v. Harry M. Whittington, et al.*, Cause No. 2403, in the Travis County Court, for an increase of \$42,000, resulting in a total contract limit of \$82,000. [Funding in the amount of \$42,000 is available in the 2001-2002 Approved Operating Budget of the Austin Convention Center (\$21,000), and the Fiscal Year 2001-2002 Amended Operating Budget of the Electric Utility Department (\$21,000)].

**Resolution No. 020627-22 was approved.**

23. Approve a resolution authorizing an amendment to the legal services contract with Scott, Douglass & McConnico, L.L.P., Austin, Texas, for representation in Cause No. GN100452, *Michael King, Individually and on behalf of all affected Police Officers Employed by the City of Austin, Texas v. City of Austin, Texas*, in the 345<sup>th</sup> Judicial District Court of Travis County, Texas, for an increase of \$50,000, resulting in a total contract limit of \$92,000. (Funding in the amount of \$50,000 is available in the 2001-2002 Amended Operating Budget of the Liability Reserve Fund.)

**Resolution No. 020627-23 was approved.**

24. Approve a resolution authorizing the ratification of an amendment to the consultant services contract with MICHAEL SULLIVAN & ASSOCIATES, INC., for an increase of \$80,000, for a total contract limit of \$206,500, and the consolidation of contracts with the Water & Wastewater Utility and Austin Energy for Mr. Sullivan's services regarding water supply modeling work done by the LCRA and examining options for the City's future water supply. [Funding is available in the 2001-2002 Amended Operating Budget of the Water & Wastewater Utility (\$40,000) and the 2001-2002 Amended Operating Budget of the Electric Utility Department (\$40,000).]

**Resolution No. 020627-24 was approved.**

25. Approve an ordinance amending Ordinance No. 020411-56 by correcting a typographical error in the expiration date of the variance from the drainage easement dedication requirement for the property located at 5209 ½ Manor Road.

**Ordinance No. 020627-25 was approved.**

26. Approve a resolution authorizing the negotiation and execution of an amendment to the \$1.2 million forgivable loan agreement with the Austin Revitalization Authority (ARA), by increasing the loan amount by \$111,390 for a total loan not to exceed \$1,311,390. These funds will assist the ARA with the purchase of 12 parcels within the East 11<sup>th</sup> Street redevelopment area from the Urban Renewal Agency. [Funding in the amount of \$111,390 is available in Neighborhood Housing and Community Development Office (NHCD) CDBG 25<sup>th</sup> Year for \$53,500 and \$57,890 in CDBG program income to be generated by the Urban Renewal Agency and receipted to City.]

**Resolution No. 020627-26 was approved.**

**Item 27 was discussed earlier in the meeting.**

28. C14-01-0001 - The Vintage on Town Lake - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1400 East Riverside Drive (Town Lake Watershed) from SF-3, Family Residence district, zoning to a MF, Multifamily Residence district, zoning classification. First reading on June 14, 2001; Vote: 7-0. Conditions met as follows: No conditions were imposed by City Council at first ordinance reading. Applicant: Street Development Ltd. (Robert N. Garrett III). Agent: Jim Bennett and Crocker Consultants (Sara Crocker). City Staff: Don Perryman, Watershed Protection and

Development Review Department, 974-2786. (Continued from 8/2/01, 8/30/01, 9/27/01, 10/11/01, 11/8/01 and 1/31/02)

**This item was postponed to July 11, 2002 at the neighborhood's request.**

29. C14-01-0002 - The Vintage on Town Lake - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1400 Edgecliff Street (Town Lake Watershed) from SF-3, Family Residence district, zoning to a MF, Multifamily Residence district, zoning classification. First reading on June 14, 2001; Vote: 7-0. Conditions met as follows: No conditions were imposed by City Council at first ordinance reading. Applicant: Street Development Ltd. (Robert N. Garrett III). Agent: Jim Bennett and Crocker Consultants (Sara Crocker). City Staff: Don Perryman, Watershed Protection and Development Review Department, 974-2786. (Continued from 8/2/01, 8/30/01, 9/27/01, 10/11/01, 11/8/01 and 1/31/02)

**This item was postponed to July 11, 2002 at the neighborhood's request.**

30. C814-01-0038 - Parmer/Walnut Creek P.U.D. - Approve second reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the 1200 Block of Parmer Lane (Walnut Creek Watershed) from SF-6, Townhouse and Condominium Residence district, zoning, RR, Rural Residence district, zoning and LO, Limited Office district, zoning to P.U.D., Planned Unit Development district, zoning. First reading on November 29, 2001; Vote: 7-0. Applicants: FSKMS Ranch Ltd. (John Scofield, Edgar and Linda Perry, Vernon Scofield, and Glen and Martha Chilek). Agent: Armbrust Brown, L.L.P. (Richard Suttle, Jr.). City Staff: Sherri Gager, 974-3057.

**This item was postponed to July 11, 2002 at the applicant's request.**

31. C14-01-0054 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 814 West 10th Street (Shoal Creek Watershed) from MF-3, Multifamily Residential Medium Density district, zoning to LO-MU-CO, Limited Office-Mixed Use-Conditional Overlay Combining district, zoning. First Reading on July 19, 2001. Vote: 5-0, Thomas absent and Watson off dais. Conditions met as follows: Conditional overlay incorporates the conditions approved by Council at first ordinance reading. Applicant: Jimmy Nassour. Agent: Jim Bennett. City Staff: Glen Rhoades, 974-2775.

**Ordinance No. 020627-31 was approved for LO-MU zoning with the following amendment to the way the ordinance appeared in the first reading. The 20% residential requirement was deleted to comply with the neighborhood and applicant agreement.**

32. C14-02-0005 - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1100 Stassney Lane (Williamson Creek Watershed) from LR, Neighborhood Commercial district, zoning; MF-2, Multi-family Residential Low Density district, zoning; MF-3, Multi-family Residential Medium Density district, zoning; and GR, Community Commercial district, zoning to SF-6-CO, Townhouse and Condominium Residence - Conditional Overlay Combining district, zoning. First Reading on April 26, 2002. Vote: 6-0, Slusher - Abstained. Second Reading on May 23, 2002. Vote: 5-1-1, Goodman - Nay, Slusher - Abstained. Conditions met as follows: Conditional overlay incorporates the conditions approved by Council at second ordinance reading. Applicant: Saginaw Partners, Ltd. (Lan Bentsen). Agent: Admiral Construction, Inc. (David Young); Jim Bennett. City Staff: Wendy Walsh, 974-7719. Note: a Valid Petition has been filed in opposition to this rezoning request.

**This item was postponed to August 8, 2002 per the applicant's request. Council Member Slusher abstained on this item because the property involved is located near his home.**

33. C14-02-0026 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 8515 South IH-35 Service Road Northbound (Onion Creek Watershed) from I-RR, Interim - Rural Residential district, zoning to MF-2-CO, Multi-family Residence Low Density - Conditional Overlay Combining district, zoning. First Reading on May 9, 2002. Vote: 5-0, Goodman and Thomas off dais. Conditions met as follows: Conditional overlay incorporates the conditions approved by Council at first ordinance reading. Applicant: Continental 132 Fund Limited Partnership (Daniel J. Minahan). Agent: Land Strategies, Inc. (Paul Linehan). City Staff: Wendy Walsh, 974-7719.  
**Ordinance No. 020627-33 was approved.**
34. C14-02-0029 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2401 Ben White Boulevard East (Country Club Creek Watershed) from SF-2, Single Family Residence district, zoning to LI-CO, Limited Industrial Services - Conditional Overlay Combining district, zoning. First Reading on May 9, 2002. Vote: 5-0, Goodman and Thomas off dais. Conditions met as follows: Conditional overlay incorporates the conditions approved by Council at first ordinance reading. Applicant: Austin Hydro Gas Co., Inc. (Stanley Moos). Agent: Kennedy-Wilson (Matthew Lutz). City Staff: Wendy Walsh, 974-7719.  
**Ordinance No. 020627-34 was approved.**
35. Approve a resolution authorizing execution of Change Order #3 to the construction contract with HHCC, Inc., Austin, Texas, for the repairs to the Little Stacy, Shipe and Metz Wading Pools. Change Order #3 increases the contract by \$22,469.59 for a combined Change Order amount of \$52,880.39 and total contract amount not to exceed \$531,737.39. (Funding in the amount of \$22,469.59 was included in the Fiscal Year 2001-2002 Transportation, Planning and Design Department; Water Conservation Rebates and Incentives Fund.) Overall Participation African American .29%, Hispanic 8.75%, WBE 14.10%.  
**Resolution No. 020627-35 was approved.**
36. Approve an ordinance to dedicate City-owned land located at 904, 906, and 908 Olive Street, which is adjacent to Lott Park, 1108 Curve Street, Austin Texas 78702 as parkland. (The Parks and Recreation Board approved the action on May 14, 2002.) (Recommended by Parks and Recreation Board)  
**Ordinance No. 020627-36 was approved.**
37. Approve a resolution authorizing the application and acceptance of \$25,000 in grant funds from the Texas Office of the Comptroller for the Statewide Tobacco Education and Prevention Grant to increase the enforcement and compliance of tobacco laws. (Grant funding is available from the Texas Office of the Comptroller through the Texas Statewide Tobacco Education and Prevention Grant, and is appropriated in the approved 2001-2002 Special Revenue Budget for the grant period of September 1, 2002 through August 31, 2003. No cash match is required.)  
**Resolution No. 020627-37 was approved.**
38. Approve a resolution authorizing negotiation and execution of an amendment to the existing professional services agreement with CASABELLA + DEL CAMPO & MARU JOINT VENTURE, Austin, Texas, for additional design, construction administration and warranty services on the Mexican American Cultural Center (MACC) Project, in an amount not to exceed \$315,000 for a total contract amount not to exceed \$1,800,000. (Funding in the amount of \$315,000 is available in the 2000-2001 Approved Capital Budget of the Parks & Recreation Department.) Overall participation, including this amendment: 10.16% MBE, 4.37% WBE.  
**This item was postponed to July 11, 2002**

39. Approve a resolution authorizing execution of a construction contract with JOURNEYMAN CONSTRUCTION, LP (MBE/MA, 68.4%), Austin, Texas, for the Austin Resource Center for the Homeless, located at 500 E. 7<sup>th</sup> Street, in the amount of \$4,680,052 plus \$140,000 contingency, for a total contract amount not to exceed \$4,820,052. (Funding in the amount of \$4,629,712 is included in the 2001-2002 Amended Capital Budget of the Neighborhood Housing and Community Development Department; \$190,340 is included in the 2001-2002 Amended Capital Budget of the Health & Human Services Department.) Lowest of ten bids received. 3.04% MBE, 8% WBE subcontracting participation.  
**Resolution No. 020627-39 was approved.**
40. Approve a resolution authorizing negotiation and execution of a sixty-month lease renewal of 5,360 square feet of space located at 2301 S. Congress Ave., Suite 7, from JUNG MARLEY PARTNERSHIP, Austin, Texas, for the operation of the Twin Oaks Branch Library, in an amount not to exceed \$329,640. (Funding for the sixty months of the remaining contract period is contingent upon available funding in future budgets.)  
**Resolution No. 020627-40 was approved.**
41. Approve a resolution authorizing negotiation and execution of a twenty-four month lease renewal for approximately 75,794 square feet of land located at 608 East Cesar Chavez Street from WALLER CREEK ELEVEN LTD., Austin, Texas, for use by the Austin Convention Center, in an amount not to exceed \$643,664.08. (Funding in the amount of \$40,305.34 is available in the 2001-2002 Approved Operating Budget for the Convention Center Department. Funding for the remaining twenty-two months of the original contract period is contingent upon available funding in future budgets. (Related Item No. 42)  
**Resolution No. 020627-41 was approved.**
42. Approve a resolution authorizing negotiation and execution of a twenty-four month lease renewal for approximately 35,284 square feet of land located at 315 Sabine Street from RICK TRIPLETT, TRUSTEE OF LORENZ FAMILY TRUST, Austin, Texas, for use by the Austin Convention Center, in an amount not to exceed \$325,831.92. (Funding in the amount of \$21,152.66 is available in the 2001-2002 Approved Operating Budget for the Convention Center Department. Funding for the remaining twenty-two months of the original contract period is contingent upon available funding in future budgets.) (Related Item No. 41)  
**Resolution No. 020627-42 was approved.**
43. Approve a resolution authorizing negotiation and execution of a thirty-six month lease renewal with GLENN & BRITTA M. HERZOG, for horse stable facilities located at 8011 Boyce Lane, for use by the Austin Police Department's Mounted Patrol Unit, in an amount not to exceed \$111,600 (Funding in the amount of \$6,200 is available in the Fiscal Year 2001-2002 Operating Budget of the Austin Police Department. Funding for the remaining thirty-four months of the original contract period is contingent upon available funding in future budgets.)  
**Resolution No. 020627-43 was approved.**
44. Approve a resolution authorizing negotiation and execution of professional services agreements with each of the following three firms: HBC ENGINEERING, INC., Austin, Texas; HVJ ASSOCIATES, INC. (MBE/MB, 65.2%), Austin, Texas; and JENKINS ENVIRONMENTAL CONSULTING, LLC., Austin, Texas, for asbestos and lead-based paint consultant services for approximately two years or until financial authorization is expended, each agreement in an amount not to exceed \$250,000 per year for an estimated total amount not to exceed \$500,000, with a combined total of the three agreements not to exceed \$500,000. (Funding in the amount

of \$500,000 is available in the 2000-2001 Amended Capital Budget of the Public Works Department.) Six firms submitted qualification statements. HBC ENGINEERING, INC., 8.7% MBE, 18.2% WBE subconsultant participation; HVJ ASSOCIATES, INC. (MBE/MB), 7.6% MBE, 18.2% WBE subconsultant participation; and JENKINS ENVIRONMENTAL CONSULTING, LLC. 10% MBE, 18.2% WBE subconsultant participation.

**Resolution No. 020627-44 was approved.**

45. Approve a resolution authorizing negotiation and execution of professional services agreements with each of the following two firms: HBC ENGINEERING, A Division of Terracon, Austin, Texas and ENVIRONMENTAL RESOURCE CONSULTANTS (MBE/MH, 72.1%), Austin, Texas, to provide asbestos and lead based paint related consultant services for the Electric Utility Department for a period estimated at two years or until financial authorization is expended, each agreement in an amount not to exceed \$300,000 per year, for an estimated combined total of the two agreements not to exceed \$600,000. (Funding in the amount of \$400,000 is available in the 2001-2002 Amended Capital Budget of the Electric Utility Department. \$200,000 is available in the Amended Operating Budget of the Electric Utility Department.) Four firms submitted qualification statements. HBC ENGINEERING 12.8% MBE, 18.2% WBE subconsultant participation; ENVIRONMENTAL RESOURCE CONSULTANTS 8.7% MBE, 18.2% WBE subconsultant participation. (Recommended by Electric Utility Commission)

**Resolution No. 020627-45 was approved.**

46. Approve a resolution authorizing execution of Change Order #9 to the construction contract with SICORP, INC., Cibolo, Texas, for additional remediation of Building 3371 (The Old Hangar) and other contaminated sites as part of the Robert Mueller Municipal Airport Site Remediation Project, in the amount of \$97,000, for a total contract amount not to exceed \$1,936,302.31. (Funding in the amount of \$97,000 is included in the Fiscal Year 2002 Amended Operating Budget of the Aviation Department.) Overall MBE/WBE participation, including this Change Order: 12.76% MBE, 5.14% WBE.

**Resolution No. 020627-46 was approved.**

47. Approve a resolution authorizing payment to the TEXAS DEPARTMENT OF TRANSPORTATION for the City's 10% participation of right-of-way acquisition for the U.S. Highway 183 Project, from East of US 290 to S.H. 71, in accordance with the June 27, 1986 Agreement for Right-of-Way Procurement, in the amount of \$57,100. (Funding is available in the 2000-2001 Amended Capital Budget of the Transportation, Planning & Sustainability Department.)

**Resolution No. 020627-47 was approved.**

48. Approve a resolution authorizing execution of a contract with A&R DEMOLITION, INC., Del Valle, Texas for deconstruction of the City Coliseum, Aquatics Building, Old Rifle Range, and associated structures located in Town Lake Park, in the amount of \$260,000. (Funding is included in the 2000-2001 Approved Capital Budget of the Austin Convention Center Department.) Lowest nine bids received. 0% MBE, 1.52% WBE subcontracting participation.

**Resolution No. 020627-48 was approved.**

49. Approve an ordinance authorizing the vacation and dedication as parkland 121,228 square feet of right-of-way intersecting Loyola Lane to the north between Colony Park Drive to the east and Wentworth Drive to the west (Colony Park). (No revenue will be generated.) (Recommended by Planning Commission)

**Ordinance No. 020627-49 was approved.**



50. Approve an ordinance authorizing the vacation of 46,875 square feet of right-of-way located in the 4700-4730 blocks of Teewood Drive to be used for the construction of flood control improvements. (No revenue generated.) (Recommended by Planning Commission)  
**Ordinance No. 020627-50 was approved.**
51. Approve an ordinance authorizing the closure of a street located at the 6400 block of Creekwood Place to be used for construction of flood control improvements. (No cost or revenue generated by this street closure.) (Recommended by Planning Commission)  
**Ordinance No. 020627-51 was approved.**
52. Approve a resolution authorizing execution of a construction contract with SMITH CONTRACTING, INC. Austin, Texas, for street and drainage improvements along Dorsett Road from Wycliff Lane to Aspendale Drive, in the amount of \$1,219,631, and a contingency of \$60,981.55, for a total contract amount not to exceed \$1,280,612.55. (Funding in the amount of \$1,100,275.05 is included in the 2000-2001 Amended Capital Budget of the Transportation, Planning & Sustainability Department; \$169,312.50 is available in the 2001-2002 Amended Capital Budget of the Water & Wastewater Utility; \$11,025 is available in the 1995-1996 Amended Capital Budget of the Water & Wastewater Utility.) Lowest of four bids received. 16.84% MBE, 7.95% WBE subcontracting participation.  
**Resolution No. 020627-52 was approved.**
53. Approve a resolution authorizing execution of a construction contract with RYAN-O EXCAVATING INC., Austin, Texas, for street improvements on Airport Boulevard from Guadalupe to Koenig Lane as part of the Airport Boulevard Street Reconstruction Project, in the amount of \$1,710,770.40, and a contingency of \$85,538.52, for a total contract amount not to exceed \$1,796,308.92. (Funding in the amount of \$1,482,920.91 is included in the 2000-2001 Amended Capital Budget of the Public Works Department; \$313,388.01 is included in the 2000-2001 Amended Capital Budget of the Transportation, Planning & Sustainability Department.) Lowest of three bids received. 22.33% MBE, 6.2% WBE subcontracting participation.  
**Resolution No. 020627-53 was approved.**
54. Approve a resolution authorizing negotiation and execution of professional service agreements with the following twenty-five firms: CLAUNCH & MILLER, INC., Houston, Texas; RAYMOND CHAN & ASSOCIATES, INC. (MBE/MA, 57%), Austin, Texas; CARRASQUILLO ASSOCIATES – LOC CONSULTANTS TEAM JOINT VENTURE (MBE/MH, 55%), Austin, Texas; URBAN DESIGN GROUP (WBE/FR, 52.6%), Austin, Texas; WRIGHT & MENDEZ, INC. (MBE/MH, ~69%), Austin, Texas; HEJL, LEE & ASSOCIATES, INC. (MBE/MA, 28.3%), Austin, Texas; DAVCAR ENGINEERING SERVICES (MBE/MH, 55%), Austin, Texas; RATNALA & BAHL, INC., Austin, Texas; BROWN AND CALDWELL, Austin, Texas; HALFF ASSOCIATES, INC., Austin, Texas; KURKJIAN ENGINEERING CORPORATION (WBE/FH, 68.5%), Austin, Texas; OTHON, INC. (MBE/MH, 50.8%), Austin, Texas; ESPEY CONSULTANTS, INC. - MONTGOMERY WATSON HARZA TEAM JOINT VENTURE, Austin, Texas; SUNLAND ENGINEERING COMPANY, (MBE/MH 50%) Austin, Texas; ROY F. WESTON, INC., Austin, Texas; BLACK & VEATCH CORPORATION, Austin, Texas; JASTER-QUINTANILLA & ASSOCIATES, INC. (MBE/MH, 41%), Austin, Texas; KLOTZ ASSOCIATES, INC., Austin, Texas; JOSE I. GUERRA, INC. (MBE/MH, 34.6%), Austin, Texas; LOCKWOOD, ANDREWS & NEWNAM, INC., Austin, Texas; VICKREY & ASSOCIATES, INC. (WBE/FR, 70.8%), Austin, Texas; FREESE & NICHOLS, INC., Austin, Texas; PBS&J, Austin, Texas; BINKLEY & BARFIELD, INC., Austin, Texas; HDR ENGINEERING, INC., Austin, Texas, to provide consulting engineering services for the design of sanitary sewer replacement and rehabilitation projects, for an estimated period of five years or

until financial authorization is expended, with a total amount of the twenty-five agreements not to exceed \$22,500,000. (Funding will be available over a five-year period in the Capital Budget of the Water & Wastewater Utility.) CLAUNCH & MILLER, INC.: 8.7% MBE, 18.2% WBE; RAYMOND CHAN & ASSOCIATES, INC.: 10% MBE, 19% WBE; CARRASQUILLO ASSOCIATES – LOC CONSULTANTS TEAM JOINT VENTURE: 10.1% MBE, 18.5% WBE; URBAN DESIGN GROUP: 9.2% MBE, 18.2% WBE; WRIGHT & MENDEZ, INC.: 1.1-4% MBE, 18.2% WBE; HEJL, LEE & ASSOCIATES, INC., (MBE/NA 28.3%) 14.5% MBE, 18.2% WBE; DAVCAR ENGINEERING SERVICES: 9% MBE, 18.2% WBE; RATNALA & BAHL, INC.: 8.7% MBE, 18.2% WBE; BROWN AND CALDWELL: 8.7% MBE, 18.2% WBE; HALFF ASSOCIATES, INC.: 8.7% MBE, 18.2% WBE; KURKJIAN ENGINEERING CORPORATION: 16% MBE, 6% WBE; OTHON, INC.: 8.7% MBE, 18.2% WBE; ESPEY CONSULTANTS, INC. - MONTGOMERY WATSON HARZA TEAM JOINT VENTURE: 10% MBE, 19% WBE; SUNLAND ENGINEERING COMPANY (MBE/MH 28.3%) 8% MBE, 20% WBE; ROY F. WESTON, INC.: 14% MBE, 18.2% WBE; BLACK & VEATCH CORPORATION: 11% MBE, 19% WBE; JASTER-QUINTANILLA & ASSOCIATES, INC.: 5% MBE, 18.5% WBE; KLOTZ ASSOCIATES, INC.: 8.7% MBE, 18.3% WBE; JOSE I. GUERRA, INC.: 4.1% MBE, 18.8% WBE; LOCKWOOD, ANDREWS & NEWNAM, INC.: 8.8% MBE, 19% WBE; VICKREY & ASSOCIATES, INC. (WBE/FR 70.8%) 8.7% MBE, .5% WBE; FREESE & NICHOLS, INC.: 17% MBE, 20% WBE; PBS&J: 13.4%-15.5% MBE, 18.2%-21% WBE; BINKLEY & BARFIELD, INC.: 15.5% MBE, 21% WBE; HDR ENGINEERING, INC.: 11.45% MBE, 18.2% WBE subcontracting participation.

**Resolution No. 020627-54 was approved.**

55. Approve a resolution authorizing negotiation and execution of a contract with SAMSON CONTROLS, INCORPORATED, Baytown, Texas, for the purchase of control valves for the Sand Hill Energy Center, in an amount not to exceed \$657,211. (Funding is available in the 2001-2002 Amended Capital Budget for the Electric Utility Department.) Best evaluated of four proposals received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.

**Resolution No. 020627-55 was approved.**

56. Approve a resolution authorizing negotiation and execution of a contract with FORTUNE ELECTRIC COMPANY, LIMITED, c/o Jerico Associates, West Seneca, NY, for the purchase of a unit auxiliary transformer for the Sand Hill Energy Center, in an amount not to exceed \$225,260. (Funding is available in the 2001-2002 Amended Capital Budget for the Electric Utility Department.) Best-evaluated of four proposals received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.

**Resolution No. 020627-56 was approved.**

57. Approve a resolution authorizing negotiation and execution of a contract with US FILTER, Palm Desert, CA, for the purchase of a raw water treatment system for the Sand Hill Energy Center in an amount not to exceed \$1,031,565. (Funding is available in the 2001-2002 Amended Capital Budget for the Electric Utility Department.) Best Evaluated Proposer/five Proposals Received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore no MBE/WBE goals were established for this solicitation. This contract is for a commodity purchase, with direct delivery by the manufacturer.

**Resolution No. 020627-57 was approved.**

58. Approve a resolution authorizing modification No. 1 to a contract with YUBA HEAT TRANSFER DIVISION, Tulsa, OK, for the purchase of closed cooling water heat exchangers for the Sand Hill Energy Center, in an amount not to exceed \$223,515 for a total revised contract amount not to exceed \$879,055. (Funding in the amount of \$223,515 is available in the 2001-2002 Amended Capital Budget for the Electric Utility Department.) This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.  
**Resolution No. 020627-58 was approved.**
59. Approve a resolution authorizing negotiation and execution of a contract with LISEGA, INCORPORATED, Newport, TN, for the purchase of critical pipe supports and hangers for the Sand Hill Energy Center, in an amount not to exceed \$81,309. (Funding is available in the 2001-2002 Amended Capital Budget for the Electric Utility Department.) Best-evaluated proposal/four proposals received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore no goals were established.  
**Resolution No. 020627-59 was approved.**
60. Approve a resolution authorizing modification No. 3 to increase the supply agreements with AMERICAN ELECTRIC POWER SERVICE CORPORATION, Columbus, OH; AMEREN, St. Louis, MO; AQUILA ENERGY MARKETING CORPORATION, Kansas City, MO; ARCH COAL SALES, INC., St. Louis, MO; ARIZONA PUBLIC SERVICE, Phoenix, AZ; DUKE ENERGY MERCHANTS LLC, Houston, Texas; DTE COAL SERVICES, Golden CO; DYNEGY MARKETING & TRADE, Houston, Texas; KENNECOTT ENERGY COMPANY, Gillette, WY; KOCH HYDRO CARBON, INC., Houston, Texas; MIRANT, Atlanta, GA; MIDAMERICAN ENERGY COMPANY, Davenport, IA; PEABODY COAL SALES COMPANY, St. Louis, MO; PG&E ENERGY TRADING, Bethesda, MD; RAG COAL SALES OF AMERICA, Englewood, CO; TRITON COAL COMPANY LLC, Littleton, CO; TXU, Dallas, Texas; WESTERN FUELS ASSOCIATION, Westminster, CO; and WESTERN RESOURCES, Topeka, KS; for the City's Fayette Power Project Spot Coal Purchasing Program in an amount not to exceed \$6 million for the current contract year for a total revised contract funding of \$22,486,440. Approve modification of the Fayette Power Project Spot Coal Purchasing Program term to run on a fiscal year basis starting with fiscal year 2003. Authorize for future fiscal years, an annual contract amount not to exceed \$12.1 million beginning with fiscal year 2003. (Funding in the amount of \$6,000,000 will be provided through the Electric Fuel Charge revenue. Funding in the amount of \$12,100,000 will be provided through the Electric Fuel Charge revenue for each future fiscal year beginning with fiscal year 2003.) This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.  
**Resolution No. 020627-60 was approved.**
61. Approve a resolution authorizing execution of a contract with UTILISERVE, INC., Austin, Texas, to purchase 409,610 pounds of 795 KCMIL conductors in an amount not to exceed \$331,374.49. (Funding is available in the 2001-2002 Amended Capital Budget of the Electric Utility Department.) Low bid meeting specification of nine bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore MBE/WBE goals were not established for this solicitation. This contract is for the purchase of commodities, with direct delivery by the manufacturer.  
**Resolution No. 020627-61 was approved.**

62. Approve a resolution authorizing negotiation and execution of a contract with ABB INC., Raleigh, NC, for the turnkey purchase of a gas-insulated substation (GIS) in an amount not to exceed \$8,475,000, with the option to extend for an additional three substations over an additional three-year period. If exercised, pricing for the options will be negotiated at the time of site and equipment identification. (Funding for \$8,475,000 is available in the 2001-2002 Amended Capital Budget for the Electric Utility Department. Funding for extension option is contingent upon available funding in future budgets.) Best Evaluated/six Proposals Received. 19.05 % MBE, 9.30% WBE subcontracting participation.  
**Resolution No. 020627-62 was approved.**
63. Approve a resolution authorizing execution of a contract with WAGNER-SMITH EQUIPMENT CO., Burleson, Texas, to purchase used bundle travelers in an amount not to exceed \$48,200. (Funding is available in the 2001-2002 Amended Capital Budget of the Electric Utility Department.) Low bid of three bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore MBE/WBE goals were not established for this solicitation. This contract is for the \_\_\_\_\_ by the manufacturer.  
**Resolution No. 020627-63 was approved.**
64. Approve a resolution authorizing execution of a contract with POSTON EQUIPMENT SALES, INC., Pearland, Texas for the purchase of one mini-derrick and trailer for the Electric Utility Department in the amount of \$71,683. (Funding was included in the 2001-2002 Amended Capital Budget of the Electric Utility Department.) Low bidder meeting specifications/four bids received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.  
**Resolution No. 020627-64 was approved.**
65. Approve a resolution authorizing execution of a contract with ONE STATE CONTRACTORS, INC., Buda, Texas, for the refurbishment of 156 historical illumination poles in an amount not to exceed \$347,494. (Funding is available in the 2001-2002 Amended Capital Budget of the Electric Utility Department.) Low bid meeting specification/two bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore MBE/WBE goals were not established for this solicitation. All services will be performed by the Contractor.  
**Resolution No. 020627-65 was approved.**
66. Approve a resolution authorizing negotiation and execution of a contract with MOBILITY INC., Atlanta Georgia, to provide a Field Services Automation System for the Electric Utility Department in an amount not to exceed \$898,732 with options to purchase maintenance for two additional years for \$52,000 per year, for a total contract amount not to exceed \$1,002,732. (Funding in the amount of \$898,732. is available in the 2001-2002 Amended Capital Budget of Electric \_\_\_\_\_ in future budgets.) Best proposal of eight proposals received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.  
**This item was postponed to July 11, 2002.**
67. Approve a resolution authorizing negotiation and execution of a contract with FILE NET CORPORATION, Costa Mesa, CA, to purchase Web content management software and implementation services, in an amount not to exceed \$359,300. (Funding in the amount of \$209,300 is available in the 2001-2002 Amended Operating Budget of the Electric Utility

Department. Funding for \$150,000 is available in the 2001-2002 Amended Capital Budget of the Electric Utility Department.) Best Proposal of fifteen proposals received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.

**This item was postponed to July 11, 2002.**

68. Approve a resolution authorizing execution of a 12-month service agreement with TEXAS CLOSED CAPTIONING REPORTERS, Austin, Texas for closed captioning services for City Council meetings for the Public Information Office, Channel 6, in an amount not to exceed \$61,750 with two 12-month extension options in an amount not to exceed \$61,750 per extension for a total contract amount not to exceed \$185,250. (Funding in the amount of \$15,438 was included in the 2001-2002 Approved Operating Budget of the Public Information Office, Channel 6. Funding for the remaining nine months of the original contract period and the extension options is contingent upon available funding in future budgets.) Only bidder. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.  
**Resolution No. 020627-68 was approved.**
69. Approve a resolution authorizing execution of a 12-month service agreement with HEARTLAND AUTOMOTIVE SERVICES, INC., DBA JIFFY LUBE, Omaha, Nebraska, for preventative maintenance of light duty vehicles for the Fleet Services Division, Finance & Administrative Services Department, in an amount not to exceed \$151,620 with two 12-month extension options in an amount not to exceed \$151,620 per extension, for a total contract amount not to exceed \$454,860. (Funding in the amount of \$37,905 was included in the 2001-2002 Operating Budget for the Fleet Services Division, Fleet Fund. Funding for the remaining nine months of the original contract period and extension options will be contingent upon available funding in future budgets.) Low bidder/three bids received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.  
**Resolution No. 020627-69 was approved.**
70. Approve a resolution authorizing execution of a 12-month supply agreement with RECORDED BOOKS, Prince Frederick, MD, for the purchase of spoken word audio cassettes and compact discs, with cataloging and processing, for the Library Department in an amount not to exceed \$180,187.75, with two 12-month extension options in an amount not to exceed \$180,187.75 for a total contract amount not to exceed \$540,563.25. (Funding in the amount of \$55,000 was included in the 2001-2002 Approved Operating Budget of the Library Department and \$53,223 was included in the 2001-2002 Approved Capital Budget of the Library Department. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets.) Sole bidder. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.  
**Resolution No. 020627-70 was approved.**
71. Approve a resolution authorizing execution of a 12-month supply agreement with TW MEDICAL VETERINARY SUPPLIES, Cedar Park, Texas, for the purchase of veterinary medications in an amount not to exceed \$151,920 with two 12-month extension options in an amount not to exceed \$151,920 per extension for a total contract amount not to exceed \$455,760. (Funding in the amount of \$37,980 was included in the 2001-2002 Approved Operating Budget for the Health and Human Services Department. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future

budgets.) Lowest bid for each category of five bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Resolution No. 020627-71 was approved.**

72. Approve a resolution authorizing execution of a 12-month supply agreement with WESTCOAST ROTOR INC., Gardena, California, to provide repair parts for Robbins & Myers Progressive Cavity Pumps for the Water and Wastewater Utility, in an amount not to exceed \$70,000 with two 12-month extension options in an amount not to exceed \$70,000 per extension, for a total contract amount not to exceed \$210,000. (Funding in the amount \$5,833.33 is available in the 2001-2002 Approved Operating Budget of the Water and Wastewater Utility. Funding for the remaining eleven months of the original contract period and extension options will be contingent upon available funding in future budgets.) Low bid/three bids received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.

**Resolution No. 020627-72 was approved.**

73. Approve a resolution authorizing execution of a contract with DEALERS ELECTRICAL SUPPLY CO., Austin, Texas, to provide parts and installation for the conversion of air magnetic contactors to vacuum type contactors for the Water and Wastewater Utility, in an amount not to exceed \$43,500. (Funding is available in the 2001-2002 Approved Operating Budget of the Water and Wastewater Utility.) Only bidder. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. This is a service that will be provided directly by the vendor. There are no subcontracting opportunities; therefore, no goals were established for this solicitation.

**Resolution No. 020627-73 was approved.**

74. Approve a resolution authorizing execution of a 12-month service agreement with SAFETY-KLEEN (LA PORTE), INC., La Porte, Texas, to package, transport and dispose of household hazardous waste collected at the Household Hazardous Waste Collection Facility in an amount not to exceed \$320,874 with two 12-month extension options in an amount not to exceed \$320,874 per extension for a total contract amount not to exceed \$962,622. (Funding in the amount of \$80,219 was included in the 2001-2002 Operating Budget of the Solid Waste Services Department. Funding for the remaining nine months of the original contract period and extension options will be contingent upon available funding in future budgets.) Low bidder of nine bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. This is a service provided directly by the vendor. There are no subcontracting opportunities; therefore, no goals were established for this solicitation.

**Resolution No. 020627-74 was approved.**

75. Approve a resolution authorizing execution of a 12-month supply agreement with VISIONS OF VIDEO, Northridge, California for Motorola two-way radio parts and accessories in an amount not to exceed \$140,000 with two 12-month extension options in an amount not to exceed \$140,000 per extension for a total contract amount not to exceed \$420,000. (Funding in the amount of \$35,000 was included in the 2001-2002 Approved Operating Budget of the Wireless Communications Services Office. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets.) Low Bid/five bids received This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.

**Resolution No. 020627-75 was approved.**

76. Approve a resolution authorizing the execution of a 12-month supply agreement with GT DISTRIBUTORS, INC., Austin, Texas for the purchase of Code 3 light bar and siren repair parts in an amount not to exceed \$50,000 with two 12-month extension options in an amount not to exceed \$50,000 per extension for a total contract amount not to exceed \$150,000. (Funding in the amount of \$10,416.67 was included in the 2001-2002 Approved Operating Budget of the Wireless Communications Services Office. Funding for the remaining nine and one-half months of the original contract period and extension options is contingent upon available funding in future budgets.) Sole Bid. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.  
**Resolution No. 020627-76 was approved.**
77. Approve a resolution authorizing execution of a 12-month supply agreement with GT DISTRIBUTORS, INC., Austin, Texas, for the purchase of Whelen light bar parts and accessories in an amount not to exceed \$50,000 with two 12-month extension options in an amount not to exceed \$50,000 per extension for a total contract amount not to exceed \$150,000. (Funding in the amount of \$10,416.67 was included in the 2001-2002 Approved Operating Budget of the Wireless Communications Services Office. Funding for the remaining nine and one-half months of the original contract period and extension options is contingent upon available funding in future budgets.) Low bidder of two bids received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.  
**Resolution No. 020627-77 was approved.**
78. Approve a resolution authorizing execution of Amendment No. 5, to increase the contract with TRITECH SOFTWARE SYSTEMS, INC., San Diego, CA, in an amount not to exceed \$522,002.40, for the purchase and installation of voice alerting (Locution) software to be incorporated into the City's Computer Aided Dispatch System and other System adjustments to the 9-1-1 function, for a total amount not to exceed \$7,423,893.40. the amount of \$522,002.40 is included in the 2001-2002 Amended Capital Budget of the Computer Aided Dispatch System and Combined Emergency Communications and Transportation Management Center projects of the Radio Dispatch Mobile-Data/Transportation (RDMT) Office of the Finance & Administrative Services Department.) This contract was awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified for this amendment.  
**Resolution No. 020627-78 was approved.**
79. Approve a resolution to ratify the execution of a contract with HART INTERCIVIC, INC., formerly Hart Information Services, Austin, Texas, for voting ballots for the May 4, 2002, general election in an amount not to exceed \$61,187.80. (Funding was included in the 2001-2002 Amended Operating Budget for the Office of the City Clerk.) Sole Source. This contract was awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.  
**Resolution No. 020627-79 was approved.**
80. Approve a resolution authorizing negotiation and execution of a contract with LOCHARD CORPORATION, Stoneham, MA, for the purchase of aircraft noise and flight track monitoring systems for Austin-Bergstrom International Airport in an amount not to exceed of \$885,000, for the Department of Aviation, with three 12-month extension options for maintenance support and software upgrades to begin after the two year warranty period in amounts not to exceed \$51,531,

\$53,077 and \$54,669 respectively for a total contract amount not to exceed \$1,044,277. (Funding in the amount of \$885,000 is available in the 2001-2002 Approved Capital Budget of the Aviation Department. Funding for the extension options will be contingent upon approval of future operating budgets.) Best proposal of four proposals received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance as amended. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**This item was postponed to July 11, 2002.**

81. Approve a resolution authorizing execution of supply agreement through the State of Texas, Department of Information Resources with ANALYTICAL COMPUTER SERVICES (ACS), Houston, Texas, for the purchase of computer components and other computer devices, in the amount not to exceed \$172,951, with one 12-month extension option of \$308,576, for a total contract amount not to exceed \$481,527. (Funding in the amount of \$172,951 was included in the user Departments' 2002-2003 Operating Budget. Funding for the extension option is contingent upon available funding in future budgets.) The computer components and computer devices are being provided by a contract that was competitively bid and awarded by the State of Texas, Department of Information Resources.

**Resolution No. 020627-81 was approved.**

82. Approve a resolution authorizing execution of a 12-month supply agreement with ANIXTER INC., Austin, Texas, for the purchase of miscellaneous network components in an amount not to exceed \$43,565 with three 12-month extension options in amounts not to exceed \$46,415, \$46,915, and \$46,915, respectively, for a total contract amount not to exceed \$183,810. (Funding in the amount of \$10,891.26 was included in the 2001-2002 Operating Budget for the Information Systems Department. Funding for the remainder of the original contract period and extension options is contingent upon available funding in future budgets.) Low bid of two responsive bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinances as amended. The recommended awardees will provide these services directly to the City. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Resolution No. 020627-82 was approved.**

83. Approve a resolution authorizing the execution of a contract with STORAGE TECHNOLOGY CORPORATION, Austin, Texas, for the purchase of mainframe attached tape drive solution, for the Information Systems Department in an amount not to exceed \$176,316.90. (Funding is available in the approved 2001-2002 Operating Budget for the Information Systems Department.) Low bid of four bids received. The contract will be awarded in compliance with the 1996 MBE/WBE Ordinance as amended. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Resolution No. 020627-83 was approved.**

84. Approve a resolution authorizing negotiation and execution of a 12-month professional services agreement with ROGERS ENVIRONMENTAL & SAFETY SERVICES, INC., Houston, Texas, to provide the City of Austin with Safety Program Analysis and Consulting services for a total amount not to exceed \$99,928. (Funding is available in the 2001-2002 Operating Budget of the Information Systems Department.) This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. There is no opportunity for MBE/WBE subcontracting in the original contract or in this amendment.

**Resolution No. 020627-84 was approved.**



85. Approve a resolution authorizing execution of a 12-month service agreement with MEALS ON WHEELS AND MORE SUPPLY, Austin, Texas, to supply meals for the Senior Nutrition Meals Program for 12-month extensions in an amount not to exceed \$356,500 and \$364,622 respectively, for a total contract amount not to exceed \$1,069,872. (Funding for \$87,187.50 was included in the 2001-2002 Operating Budget for the Parks and Recreation Department. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets.) Sole Bid. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinances as amended. The recommended awardees will provide these services directly to the City. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.  
**Resolution No. 020627-85 was approved.**

**Item 86 was pulled for discussion.**

87. Approve an ordinance to amend Section 16-4-15 - Speed Limits of the City Code by adding Yaupon Drive from 30 feet south of Blue Lilly Drive to 122 feet south of Skyflower Drive to the list of streets having a maximum speed limit of 20 miles per hour during certain times. (Funding in the amount of \$2862 is available in the 2001-2002 Operating Budget of the Child Safety Section of the Transportation, Planning and Sustainability Department.)  
**Ordinance No. 020627-87 was approved.**
88. Approve a resolution authorizing the extension of the revised fee schedule for participation under the Balcones Canyonlands Conservation Plan – Shared Vision for a period of one year (until July 14, 2003). (This action does not require budget allocation or funding.) (Recommended by Water and Wastewater Commission)  
**Resolution No. 020627-88 was approved.**
89. Approve an ordinance authorizing the acceptance of \$115,000 in grant funding from the U.S. Environmental Protection Agency for the planning and design of security enhancements to drinking water facilities; amend Ordinance 010910-1, the 2001-2002 Amended Operating Budget; amending the Special Revenue Fund by appropriating \$115,000 in grant funds for the Water and Wastewater Utility's special revenue fund. (Funding will be provided by the U.S. Environmental Protection Agency. No matching City funds are required. Grant term is July 1, 2002 to June 30, 2003) (Recommended by Water and Wastewater Commission)  
**Ordinance No. 020627-89 was approved.**
90. Approve a resolution authorizing negotiation and execution of an Interlocal Agreement with Barton Springs Edwards Aquifer Conservation District for cooperation on research projects to monitor stream flows in Bear Creek on City of Austin Water Quality Protection Lands. (Expenses for establishment and operation of a flow station will be borne by the Barton Springs Edwards Aquifer Conservation District.) (Recommended by Water and Wastewater Commission)  
**Resolution No. 020627-90 was approved.**
91. Approve a resolution authorizing execution of a construction contract with AUSTIN FILTER SYSTEMS, INC., Austin, Texas, for the Walnut Creek Streambank Stabilization at the Walnut Creek WWTP in the amount of \$196,920.50, plus a contingency fund in the amount of \$19,692 for a total contract amount not to exceed \$216,612.50. (Funding in the amount of \$216,612.50 is available in the 1995-1996 Amended Capital Budget of the Water and Wastewater Utility.)

Lowest responsive bid of all received. 20.09% MBE, 8.82% WBE subcontracting participation. (Recommended by Water and Wastewater Commission)

**Resolution No. 020627-91 was approved.**

92. Approve a resolution appointing Bart Jennings as City of Austin alternate representative to serve on the Technical Review Committee of the Brushy Creek Regional Wastewater System to replace Mike Erdmann. (Any City of Austin staff support for this committee will be funded from the currently approved O&M budget.) (Recommended by Water and Wastewater Commission)
- Resolution No. 020627-92 was approved.**

93. Approve a resolution authorizing issuance by Northtown Municipal Utility District of Unlimited Tax and Revenue Bonds, Series 2002, in an amount not to exceed \$3,510,000; approving substantial draft of the proposed District Bond Order and the Preliminary Official Statement. (No fiscal impact to the City. The City has no responsibility for payment on District bonds unless the District is annexed by the City.) (Recommended by Water and Wastewater Commission)
- Resolution No. 020627-93 was approved.**

94. Approve an ordinance amending Ordinance No. 010910-02, the 2001-2002 Capital Budget by increasing appropriations to the Water and Wastewater Utility Department by \$765,600 and creating a new water project known as "Del Valle Junior High Number Two" for \$765,600. (Funding will be provided from the proceeds of debt issuance when the annual obligation comes due in future budget years.) (Related Item Nos. 95 and 96)
- Ordinance No. 020627-94 was approved.**

95. Approve a resolution to declare official intent to reimburse construction costs in the amount of \$765,600 to be paid for developer reimbursements for the Del Valle Junior High School Number Two Water project. (Water and Wastewater Utility to be funded by the issuance of commercial paper.) (Recommended by Water and Wastewater Commission) (Related Item Nos. 94 and 96)
- Resolution No. 020627-95 was approved.**

96. Approve a resolution authorizing negotiation and execution of a cost reimbursement agreement with Del Valle Independent School District, providing terms and conditions for construction of a 24 and 16-inch water mains and appurtenances to provide water service to the proposed Del Valle Junior High Number Two, located approximately 4,000 feet west of the McKinney Falls Parkway and Shaw Lane intersection, with City cost participation and reimbursement in an amount not to exceed \$765,600.00, for actual "hard" construction costs. [Funding is included in the 2001-2002 Amended Capital Budget of the Water and Wastewater Utility, see related item. Based on conservative build-out of Del Valle Junior High Number Two, the 30-Year Financial Analysis (included in the back-up material for this RCA) of this City investment projects a positive 30-year net present value.]] (Related Item Nos. 94 and 95)
- Resolution No. 020627-96 was approved.**

**Items 97 was pulled for discussion.**

98. Approve a resolution authorizing negotiation and execution of an Interlocal Agreement between the City and the Texas Parks and Wildlife Department for hydrilla control efforts on Lake Austin in an amount not to exceed \$27,300. (Funding is included in the 2001-2002 Operating Budget of the Watershed Protection and Development Review Department.)

**Resolution No. 020627-98 was approved with a friendly amendment from Council Member Slusher that the funds be used for biological control and not chemical (herbicide) control of the hydrilla.**

99. Approve an ordinance authorizing acceptance of \$150,000 in Grant funds from the U.S. Environmental Protection Agency for the Brownfields Assessment Project and amend ordinance No. 010910-01, the Fiscal Year 2001-2002 approved operating budget amending the Special Revenue Fund by appropriating \$150,000 in grant funds for the Watershed Protection and Development Review Department Special Revenue Fund. The grant is effective October 1, 2002 through September 30, 2004. (The amount of \$150,000 is from U.S. EPA Brownfields Cooperative Agreement Grant. The grant period is October 1, 2002 to September 30, 2004. No city match is required.) (Recommended by Solid Waste Advisory Commission)

**Ordinance No. 020627-99 was approved.**

100. Set a public hearing to consider a variance request to allow construction of a residential condominium in the existing 100-year and 25-year floodplains of Hancock Branch at 1605 Houston Street. (Suggested Date and Time: July 11, 2002 at 6:00 p.m.)

**Resolution No. 020627-100 was approved.**

101. Appointments to Boards and Commissions

Arts Commission

Kathleen Harman	appointment	Mayor
Gloria Mata Pennington	appointment	Alvarez
Mel Ziegler	appointment	Goodman

Child Care Council

Joan Burnham	reappointment	Goodman
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Historic Landmark Commission

Julia Bunton	reappointment	Consensus
Jim Fowler	reappointment	Consensus
Elizabeth Garza Goins	reappointment	Consensus
Lisa Ott Laky	reappointment	Consensus
Teresa Rabago	reappointment	Consensus

Library Commission

David Brian Mintz	appointment	Slusher
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Mayor'

Terrisa Echternacht	appointment	Mayor
Daniel Serna	appointment	Mayor

MBE/WBE Advisory Board

Senthil Kumar	appointment	Consensus
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Parks and Recreation Board

Mary Ruth Holder	reappointment	Wynn
Rhonda Pratt	reappointment	Thomas
Paul Valdez	reappointment	Consensus

Renaissance Market Commission

Paul Farmer

reappointment

Consensus

Urban Forestry Board

David Cater

reappointment

Slusher

Urban Renewal Board

Cristina De La Fuente-Valadez

reappointment

Mayor

102. Approve a resolution endorsing the Mayor's Task Force on the Economy's Austin Clean Energy Initiative, \_\_\_\_\_ the clean energy industry cluster to Austin's local economy (Council Member Will Wynn and Council Member Daryl Slusher)  
**Resolution No. 020627-102 was approved.**

**Items 103 through 104 were pulled for discussion.**

105. Approve a resolution to create a task force comprised of members from the Planning Commission, Zoning and Platting Commission, Historic Landmark Commission and Community Development Commission, to consider and make recommendations regarding gentrification implications of Historic zoning in East Austin within 90 days; and providing that during the period of review by the task force, the City Council shall postpone consideration of historic zoning cases for property within the area bounded IH-35, Manor Road, Highway 183, and Town Lake. (Council Member Raul Alvarez and Council Member Danny Thomas)  
**Resolution No. 020627-105 was approved with the following friendly amendments. Council Member Thomas' friendly amendment was to add two additional properties known as the Robertson Brothers Warehouse, 501 East I-35, and the East Room, 1154 Lydia Street, to the exceptions to the resolution. Council Member Alvarez' amendment was to add to the Be It Resolved statement that the specified commissions complete their appointments by July 15, 2002 since there is a deadline of September 26 for this task force to report back to Council.**
106. Approve an ordinance declaring August 11, 2002 as a free swim day at Barton Springs Pool (Mayor Pro Tem Jackie Goodman, Council Member Daryl Slusher and Council Member Will Wynn)  
**Ordinance No. 020627-106 was approved.**

**Items Z-1 to Z-35 were zoning.**

**Items 107-113 were set for a time certain of 5:45 p.m.**

**Items 114 to 116 were set for a time certain of 6:00 p.m.**

**DISCUSSION ITEMS CONTINUED**

15. Approval of minutes from work session of May 22, 2002 and regular meeting of May 23, 2002.  
**The minutes from the work session of May 22, 2002 and the regular meeting of May 23, 2002 were approved on Council Member Wynn's motion, Mayor Garcia's second by a 6-0 vote. Council Member Slusher was off the dais.**
16. Approve a resolution authorizing funding for a variety of recreational and educational opportunities for children in the Holly Street Neighborhood, as well as a variety of neighborhood

improvements in the Holly Street Neighborhood, in an amount not to exceed \$360,000, and further authorize Austin Energy to negotiate and execute such contracts with each recipient entity as are reasonable, necessary or required to accomplish the purposes of this funding. (Funding is available in the 2001-2002 Amended Operating Budget of the Electric Utility Department.) (Recommended by Electric Utility Commission)

**Resolution No. 020627-16 was approved with the following friendly amendments on Council Member Wynn's motion, Council Member Alvarez' second on a 7-0 vote. The friendly amendments from Council Member Alvarez were to increase the amount of mitigation funds by \$10,000 for mural restoration around the Metz swimming pool and \$10,000 to match the National Endowment for the Arts funds that were received by the dance program at Martin Junior High School. This would be a total of \$380,000. This was accepted by Council Member Wynn, maker of the motion. Staff was directed to come back later with additional recommendations for use of the Holly mitigation funds.**

86. Approve a resolution authorizing negotiation and execution of a professional services contract with THE CULTURAL + PLANNING GROUP, Los Angeles, CA, for an evaluation of the cultural arts funding process for the Office of the City Auditor and the Parks and Recreation Department in an amount not to exceed \$50,000. (Funding was included in the 2001-2002 Approved Operating Budget of the Parks and Recreation Department.) Best proposal/nine proposals received. This contract will be awarded in compliance with the 1996 MBE/WBE ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Resolution No. 020627-86 was approved with the following friendly amendments and awarding the contract to Dabney & Associates on Mayor Pro Tem Goodman's motion, Council Member Alvarez' second on a 7-0 vote. The friendly amendment from Mayor Pro Tem Goodman was to allow Council to read the contract prior to execution and to require the consultant to coordinate with several advisory groups concerning the panel review, commission guidelines and the mechanics of the process used. She proposed a staff work group consisting of Finance, Redevelopment Services, Aviation, Parks, Art in Public Places and Public Works help with oversight and coordination with the creative community. Council Member Dunkerley's friendly amendment was to require the consultant to also work with the Mayor's Committee on Economic Development.**

97. Approve a resolution authorizing Service Extension Request No. 2165 for wastewater utility service not to exceed a peak wet weather flow of 4 gallon per minute (gpm) for a tract of approximately 2.83 acres owned by David Hilsberg, located within the Drinking Water Protection Zone in the extraterritorial jurisdiction of Austin at D-K Ranch Road and T-Bar Trail. (Recommended by Water and Wastewater Commission)
- Action on this item was deferred so it could be sent back to the Watershed Protection Department, and any other department that needs to review it, to conduct an analysis of the impact on the environment of this proposal on Council Member Slusher's motion, Council Member Thomas' second by a 6-0 vote. Council Member Wynn was off the dais.**

103. Approve a resolution directing the city manager to 1) research the City's ability to replace the requirement for trains to blow their horns as they're approaching intersections with other safety devices at the intersections, 2) research the typical cost per intersection, 3) identify the number of intersections in the urban core, and 4) begin drafting an appropriate ordinance. (Council Member Will Wynn and Mayor Pro Tem Jackie Goodman)

**Resolution No. 020627-103 was approved on Council Member Wynn's motion, Mayor Pro Tem Goodman's second by a 5-1 vote. Council Member Slusher voted no. Council Member Thomas was off the dais.**

104. Approve a resolution requesting Union Pacific to extend a track siding to prevent locomotives from idling adjacent to the Allendale neighborhood. (Mayor Pro Tem Jackie Goodman and Council Member Will Wynn)

**Resolution No. 020627-104 was approved on Mayor Pro Tem Goodman's motion, Council Member Wynn's second by a 7-0 vote.**

### **ZONING CONSENT**

**The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The public hearings were closed and consent items were approved on Mayor Pro Tem Goodman's motion, Council Member Wynn's second by a 7-0 vote.**

- Z-1. C14H-01-0017 - Connelly-Yerwood House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1115 E. 12th Street (Waller Creek Watershed), from CS-MU-CO-NP, General Commercial Services-Mixed Use-Conditional Overlay-Neighborhood Plan Combining district, zoning to CS-MU-H-CO-NP, General Commercial Services-Mixed Use-Historic-Conditional Overlay-Neighborhood Plan Combining district, zoning. Planning Commission Recommendation: To grant CS-MU-H-CO-NP, General Commercial Services-Mixed Use-Historic-Conditional Overlay-Neighborhood Plan Combining district, zoning. Historic Landmark Commission Recommendation: To grant CS-MU-H-CO-NP, General Commercial Services-Mixed Use-Historic-Conditional Overlay-Neighborhood Plan Combining district, zoning. Applicant: City of Austin (Jerry Freese, Neighborhood Housing and Community Development Office), 974-3189. City Staff: Barbara Stocklin, Transportation, Planning and Sustainability Department, 974-2414.  
**Ordinance No. 020627-Z1 was approved for CS-MU-H-CO-NO zoning.**
- Z-2. C14H-02-0002 - Robinson Brothers Warehouse - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 501 North IH-35 Northbound, a.k.a. 814-816 E. 5th Street (Waller Creek Watershed), from CS-MU-CO-NP, General Commercial Services-Mixed Use-Conditional Overlay-Neighborhood Plan Combining district, zoning, to CS-MU-H-CO-NP, General Commercial Services-Mixed Use-Historic-Conditional Overlay-Neighborhood Plan Combining district, zoning. Planning Commission Recommendation: To grant CS-MU-H-CO-NP, General Commercial Services-Mixed Use-Historic-Conditional Overlay-Neighborhood Plan Combining district, zoning. Historic Landmark Commission Recommendation: To grant CS-MU-H-CO-NP, General Commercial Services-Mixed Use-Historic-Conditional Overlay-Neighborhood Plan Combining district, zoning. Applicant: Third Coast Studios (Richard Kooris), 485-3000. City Staff: Barbara Stocklin, Transportation, Planning and Sustainability Department, 974-2414.  
**Ordinance No. 020627-Z2 was approved CS-MU-H-CO-NO zoning.**
- Z-3. C14R-83-138 (RCA) - Conduct a public hearing and approve an amendment to a restrictive covenant for a property locally known as 1606 Nelms Drive (Williamson Creek Watershed). Zoning and Platting Commission Recommendation: To grant the restrictive covenant amendment. Property Owner and Applicant: Irvin A. Ebaugh, Jr. Agent: Robert D. Wunsch Development (Theresa Canchola). City Staff: Wendy Walsh, 974-7719.  
**This item was postponed to August 8, 2002 at the applicant's request.**

**Item Z-4 was reconsidered later in the meeting.**

- Z-5. C14-02-0001 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5209 - 5211 Wasson Road (Williamson Creek Watershed) from RR, Rural Residence district, zoning to CS, General Commercial Services district, zoning to MF-1, Multi-family Residence Limited Density district, zoning. Zoning and Platting Commission Recommendation: To deny MF-1, Multi-family Residence Limited Density district, zoning. Property Owner: MC Venture (David R. McCormick). Agent: Conley Engineering, Inc. (Carl Conley, P.E.). City Staff: Wendy Walsh, 974-7719.

**This item was postponed to July 18, 2002 at the neighborhood' request.**

**Z-6 was pulled for discussion.**

- Z-7. C14-02-0038 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1600 Teri Road (Williamson Creek Watershed) from SF-3, Family Residence district, zoning to MF-3, Multi-family Residence Medium Density district, zoning. Planning Commission Recommendation: To grant MF-3, Multi-family Residence (Medium Density) district, zoning. Property Owner: Teri Road Partners, Ltd. (Joyce E. Rinehart). Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Wendy Walsh, 974-7719.

**Ordinance No. 020627-Z7 was approved for MF-3 zoning.**

- Z-8. C14- 25-2 of the Austin City Code by zoning property locally known as 7600 ½ Cooper Lane (South Boggy Creek Watershed) from DR, Development Reserve district, zoning to SF-6, Townhouse and Condominium Residence district, zoning. Zoning and Platting Commission Recommendation: To grant SF-6-CO, Townhouse and Condominium Residence - Conditional district, zoning with conditions. Property Owner: Della Euers (VoiceStream Wireless - Jennifer Morgan). Agent: Vincent Gerard & Associates (Vincent G. Huebinger). City Staff: Wendy Walsh, 974-7719.

**Ordinance No. 020627-Z8 was approved.**

**Items Z-9 to Z-15 were set for a time certain of 5:45 p.m.**

- Z-16. C14-02-0040.107 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southwest corner of West Slaughter Lane and Escarpment Blvd., a 23 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to GR, Community Commercial district, zoning. Zoning and Platting Commission Recommendation: The grant GR-CO, Community Commercial-conditional Overlay Combining district, zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.

**This item was replaced by Z-35.**

**Items Z-17 to Z-21 were set for time certain of 5:45 p.m.**

- Z-22. C14-02-0040.113 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the area west of South Mopac Expressway (Loop 1), approximately 4/5 of a mile south La Crosse Avenue and 2/3 of a mile north of State Highway 45, a 39 acre tract of land, more or

less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence district, zoning. Zoning and Platting Commission Recommendation: To grant RR, Rural Residence district, zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.

**Due to a publication error, this item will be heard on July 18, 2002.**

**Item Z-23 was set for a time certain of 5:45 p.m.**

- Z-24. C14-02-0043 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 5905 Nuckols Crossing Road (Williamson Creek) Residence district, zoning to P, Public district, zoning. Planning Commission Recommendation: To grant P, Public district, zoning. Applicant and Property Owner: City of Austin - Department of Public Works (Norman Mattson). City Staff: Wendy Walsh, 974-7719.

**Ordinance No. 020627-Z24 was approved.**

- Z-25. C14-81-169 (RCT) Conduct a public hearing and approve a termination of a restrictive covenant for a property locally known as 1109 South Pleasant Valley Road (Colorado River, Town Lake and Country Club Creek Watersheds). Zoning and Platting Commission Recommendation: To Grant the restrictive covenant termination. Applicant and Agent: Pleasant Valley Sportsplex (Gerald Dougherty). City Staff: Annick Beaudet, 974-2975

**The hearing was closed and termination of the restrictive covenant was approved.**

- Z-26. C14-02-0047 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1109 South Pleasant Valley Road (Colorado River, Town Lake and Country Club Creek Watersheds) from GO, General Office district, zoning and CS, General Commercial Services district, zoning to MF-2, Multifamily Residence Low Density district, zoning. Zoning and Platting Commission Recommendation: To grant MF-2-CO, Multifamily Residence Low Density district Conditional Overlay Combining, zoning for Tracts 1, 2 and 3, and RR, Rural Residence district, zoning for Tract 4. Applicants: Pleasant Valley Sportsplex (Gerald Dougherty), RPC Investments, Inc., and The Nature Conservancy. Agent: Bury and Partners, Inc. (Glenn Barton, P.E.). City Staff: Annick Beaudet, 974-2975.

**Ordinance No. 020627-Z26 was approved.**

- Z-27. C14-02-0055 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1109 South Pleasant Valley Road (Country Club Creek Watershed) from GO, General Office district, zoning to GR, Community Commercial - district, zoning. Zoning and Platting Commission Recommendation: To grant GR-CO, Community Commercial-Conditional Overlay Combining district, zoning. Applicant: Gerald Dougherty. Agent: Bury and Partners, Inc. (Glenn Barton, P.E.). City Staff: Annick Beaudet, 974-2975.

**The first reading of the ordinance was approved.**

- Z-28. C14-02-0048 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1709 West Parmer Lane (Walnut Creek Watershed) from LR, Neighborhood Commercial district, zoning to GR, Community Commercial district, zoning (Walnut Creek). Zoning and Platting Commission Recommendation: To grant GR-CO, Community Commercial-Conditional Overlay Combining district, zoning. Applicant:



Ringgold Partners I, Ltd. (Ted W. Rollins). Agent: Jim Bennett. City Staff: Sherri Gager, 974-3057.

**Ordinance No. 020627-Z28 was approved for GR-CO zoning.**

- Z-29. C14-02-0049 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 618 West Powell Lane (Little Walnut Creek Watershed) from SF-3, Family Residence district, zoning to CS-CO, General Commercial Services-Conditional Overlay Combining district, zoning. Zoning and Platting Commission Recommendation: To grant CS-CO, General Commercial Services-Conditional Overlay Combining district, zoning. Agent: Crocker Consultants (Sarah Crocker). Applicant: Walter and Dolores Turegano. City Staff: Annick Beaudet, 974-2975.

**Ordinance No. 020627-Z29 was approved for CS-CO zoning.**

- Z-30. C14-02-0050 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 616 West Powell Lane (Little Walnut Creek Watershed) from SF-3, Family Residence district, zoning to CS-CO, General Commercial Services-Conditional Overlay Combining district, zoning. Zoning and Platting Commission Recommendation: To grant CS-CO, General Commercial Services-Conditional Overlay Combining district, zoning. Agent: Crocker Consultants (Sarah Crocker). Applicant: Thomas Arnold. City Staff: Annick Beaudet, 974-2975

**Ordinance No. 020627-Z30 was approved CS-CO zoning.**

- Z-31. C14-02-0051 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 700 West Powell Lane (Little Walnut Creek Watershed) from SF-3, Family Residence district, zoning to CS-CO, General Commercial Services-Conditional Overlay Combining district, zoning. Zoning and Platting Commission Recommendation: To grant CS-CO, General Commercial Services-Conditional Overlay Combining district, zoning. Agent: Crocker Consultants (Sarah Crocker). Applicant: Bessie May Bird Davis. City Staff: Annick Beaudet, 974-2975.

**Ordinance No. 020627-Z31 was approved CS-CO zoning.**

- Z-32. C14-02-0060 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 4300 Block of Willow Springs Road (Williamson Creek Watershed) from SF-3, Family Residence district, zoning to LI-CO, Limited Industrial Services - Conditional Overlay Combining district, zoning. Zoning and Platting Commission Recommendation: To grant LI-CO, Limited Industrial Services - Conditional Overlay Combining district, zoning. Property Owner: James F. Parker Interests (James F. Parker). Agent: Lenworth Consulting (Nash Gonzales). City Staff: Wendy Walsh, 974-7719.

**Ordinance No. 020627-Z32 was approved LI-CO zoning .**

- Z-33. C14-02-0071SH - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1190-1192 Navasota Street (Waller creek Watershed) from SF-3, Family Residence district, zoning to CS-MU-CO-CURE-NP, General Commercial Services-Mixed Use-Conditional Overlay-Central Urban Redevelopment-Neighborhood Plan Combining district, zoning. Planning Commission Recommendation: To be considered by the Planning Commission on June 26, 2002. Applicant: City of Austin (Neighborhood Housing and Community Development Office). Agent: Urban Design Group (Laura Touns). City Staff: Annick Beaudet, 974-2975.

**The first reading of the ordinance was approved for CS-MU-CO-NP zoning as amended by the applicant.**

- Z-34. Conduct a public hearing and approve an ordinance amending Chapters 25-2 and 25-6 of the City Code to add a new land use known as "electronic testing" that permits the commercial testing of electronic or electrical components for computers, radios, telephones, medical or scientific instruments, and similar equipment in certain commercial and industrial zoning districts, and to establish site development regulations for the use. City Staff: Greg Guernsey, 974-2387. (Recommended by Planning Communication)

**Ordinance No. 020627-Z34 was approved.**

- Z-35. C14-02-0040.107 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southwest corner of West Slaughter Lane and South Mopac Expressway (Loop 1)- a 23 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim Rural Residence district, zoning to GR, Community Commercial district, zoning. Zoning and Platting Commission Recommendation: The grant GR-CO, Community Commercial-conditional Overlay Combining district, zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387. (This item replaces Z-16)

**This item was postponed to July 18, 2002.**

#### **ZONING DISCUSSION ITEM**

- Z-6. C14-02-0019 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 2031 East State Highway 71 (Carson Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to LI-PDA, Limited Industrial Services-Planned Development Area combining district, zoning for Tract 1 and GR, Community Commercial district, zoning for Tract 2. Planning Commission Recommendation: To grant LI-PDA, Limited Industrial Services-Planned Development Area combining district, zoning for Tract 1 and GR, Community Commercial district, zoning for Tract 2. Applicant: Austin Bergstrom Airport, Ltd. (Gerald Kucera). Agent: Crocker Consultants (Sara Crocker). City Staff: Glenn Rhoades, 974-2775.

**The first reading of the ordinance for LI-PDA for Tract 1 zoning was approved with the following changes on Council Member Alvarez' motion, Council Member Wynn's second on a 6-0 vote. Mayor Pro Tem Goodman was off the dais. The changes to the ordinance were: to set a one hundred foot height limitation, zoning only 90,000 square feet as LI-PDA and that the remainder of the Tract 1 would be zoned GR. Tract 2 would be GR zoning, also.**

**The motion to reconsider Z4, to allow citizens to speak, was approved on Council Member Alvarez' motion, Mayor Garcia's second on a 6-0 vote. Mayor Pro Tem Goodman was off the dais.**

- Z-4. C814-01-0113 - Grand Oaks P.U.D. - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the northwest corner of Manchaca Road and Davis Lane (South Boggy Creek Watershed) from RR-CO, Rural Residence-Conditional Overlay Combining district, zoning and SF-2-CO, Single Family Residence-Conditional Overlay Combining district, zoning to P.U.D., Planned Unit Development district, zoning. Zoning and Platting Commission Recommendation: To grant P.U.D., Planned Unit Development district, zoning. Applicant and Property Owner: Continental Homes, L.P. (Sharon Campbell). Agent: K.C. Engineering, Inc. (Steve Jamison, P.E.). City Staff: Wendy Walsh, 974-7719.

**The first reading of this ordinance was approved earlier in the meeting.**

After hearing from those who had signed up to speak, the motion to close the hearing and adopt the first reading for PUD zoning was approved on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 7-0 vote. Staff was directed to provide a report from the Fire Marshall about the desirable amount of setback from the pipeline.

The motion to recess the Council meeting at 4:43 p.m. was approved on Mayor Pro Tem Goodman's motion, Mayor Garcia's second on a 7-0 vote.

The Mayor called the meeting to order at 6:30 p.m.

### **PUBLIC HEARINGS**

114. Conduct a public hearing to consider an appeal of the Zoning and Platting Commission's decision to deny an administrative amendment to the Harris Branch Planned Unit Development Land Use Plan. The proposed site is located at 1375 U.S. Highway 290 East at Harris Branch Parkway. File # C814-90-0003.12. Appellant: John McCullough, HB Properties, Ltd., applicant for Harris Branch Planned Unit Development. Agent: Charles Steinman, 454-6777. City Staff: Susan Villarreal, Watershed Protection and Development Review Department, 974-6319.  
**This item was postponed to July 11, 2002 at staff's request.**
115. Conduct a public hearing and adopt an ordinance establishing an administrative variance process for variances from land development code sections 25-1-133, 25-1-134, 25-7-61(A)(5)(b), 25-8-281, 25-8-321 (A), 25-8-341, 25-8-342, and 25-8-361 for certain wastewater collection system construction projects needed to eliminate sanitary sewer overflows. (This Ordinance simply establishes an variance process.] (Recommended by Planning Commission) (Presented to Parks and Recreation Board on May 28, 2002. Recommended by Environmental Board and Water and Wastewater Commission)  
**The public hearing was closed and Ordinance No. 020627-115 was approved on Mayor Pro Tem Goodman's motion, Council Member Wynn's second by a 6-0 vote. Council Member Alvarez was off the dais.**
116. Conduct a public hearing to receive citizen comments on amendments to the City's 2001-2002 annual Action Plan required by the U. S. Department of Housing and Urban Development (HUD); amendments to the City's 2001-2002 Community Development Program required by Chapter 373, Texas Local Government code (Code); the City's proposed 2002-2003 annual Action Plan required by HUD; and the City's proposed 2002-2003 Community Development Program required by the Code. This is the second of two City Council public hearings on this Plan. The first public hearing was held on May 23, 2002. (No action will be taken.)  
**The public hearing was closed on Council Member Dunkerley's motion, Mayor Pro Tem Goodman's second by a 5-0 vote. Council Members Alvarez and Wynn were off the dais.**

**The motion to suspend the rules to allow Council to meet after 10:00 p.m. was approved on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 6-0 vote. Council Member Thomas was off the dais.**

### **ZONING DISCUSSION**

- Z-9. C814-01-0065 - Bear Lake P.U.D. - Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southeast corner of S.H. 45 and F.M. 1826 (Slaughter / Bear Creek Watersheds) from

unzoned and I-RR, Interim-Rural Residence district, zoning to P.U.D., Planned Unit Development district, zoning. Zoning and Platting Commission Recommendation: To grant P.U.D., Planned Unit Development district, zoning with conditions. Applicant and Property Owner: Stratus Properties (Kenneth Blaker). Agent: Drenner Stuart Wolff Metcalfe von Kreisler, LLP. (Michele Haussmann). City Staff: Wendy Walsh, 974-7719. (Continued from 12/13/01, 1/17/02, 2/14/02, 3/21/02, and 4/18/02)

**No action was taken on this item. The hearing will re-convene on July 11, 2002.**

- Z-10 C14-02-0040.101 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the northeast corner of West Slaughter Lane and FM 1826, a 57 acre tract of land, more or less, out of the Jesse Williams Survey No. 62 and the John Moore Survey No. 66, Travis County, Texas (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to GR-MU, Community Commercial-Mixed Use-Combining district, zoning. Zoning and Platting Commission Recommendation: To grant GR-MU-CO, Community Commercial-Mixed Use-Conditional Overlay Combining district, zoning with conditions. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.  
**No action was taken on this item. The hearing will re-convene on July 11, 2002.**
- Z-11. C14-02-0040.102 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the south side of West Slaughter Lane, beginning at a point approximately 1,200 feet east of FM1826 (between the water tank and Escarpment Blvd.), a 68 acre tract of land, more or less, out of the John Moore Survey No. 66, the Jesse Williams Survey No. 62, the John Bright Survey No. 63, and the Samuel Hamilton Survey No. 16, Travis County, Texas, (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to CS-MU, General Commercial Services-Mixed Use-Combining district, zoning. Zoning and Platting Commission Recommendation: To grant CS-MU-CO, General Commercial Services-Mixed Use-Conditional Overlay Combining district, zoning with conditions. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.  
**No action was taken on this item. The hearing will re-convene on July 11, 2002.**
- Z-12. C14-02-0040.103 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the area north of West Slaughter Lane at its intersection with Escarpment Blvd., a 62 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to LR-MU, Neighborhood Commercial-Mixed Use-Combining district, zoning. Zoning and Platting Commission Recommendation: To grant LR-MU-CO, Neighborhood Commercial-Mixed Use-Conditional Overlay Combining district, zoning with conditions. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.  
**No action was taken on this item. The hearing will re-convene on July 11, 2002.**
- Z-13. C14-02-0040.104 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southwest corner of West Slaughter Lane and Escarpment Blvd., a 16 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence

district, zoning. Zoning and Platting Commission Recommendation: To grant RR-CO, Rural Residence -Conditional Overlay Combining district, zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.

**No action was taken on this item. The hearing will re-convene on July 11, 2002.**

- Z-14. C14-02-0040.105 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southeast corner of West Slaughter Lane and Escarpment Blvd., a 9 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence district, zoning. Zoning and Platting Commission Recommendation: To grant RR-CO, Rural Residence -Conditional Overlay Combining district, zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.

**No action was taken on this item. The hearing will re-convene on July 11, 2002.**

- Z-15. C14-02-0040.106 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the northwest corner of West Slaughter Lane and South Mopac Expressway (Loop 1), a 12 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to GR, Community Commercial district, zoning. Zoning and Platting Commission Recommendation: The grant GR-CO, Community Commercial-conditional Overlay Combining district, zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.

**No action was taken on this item. The hearing will re-convene on July 11, 2002.**

- Z-17. C14-02-0040.108 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the northwest corner of West Slaughter Lane and Brodic Lane, a 106 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to GR-MU, Community Commercial-Mixed Use-Combining district, zoning. Zoning and Platting Commission Recommendation: To grant GR-MU-CO, Community Commercial-Mixed Use-Conditional Overlay Combining district, zoning with conditions. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.

**No action was taken on this item. The hearing will re-convene on July 11, 2002.**

- Z-18. C14-02-0040.109 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the area west of Dahlgreen Avenue and approximately 930 feet south of La Crosse Blvd. (and generally west of Galsworthy Lane, and north & east of Redmond Road and Aylford Court), a 20 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence district, zoning. Zoning and Platting Commission Recommendation: To grant RR, Rural Residence district, zoning. Applicant: City of Austin. Agent: Neighborhood

Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.

**No action was taken on this item. The hearing will re-convene on July 11, 2002.**

- Z-19. C14-02-0040.110 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the area west of South Mopac Expressway (Loop 1), north of State Highway 45, east of Dahlgreen Avenue and generally east of Beachmont Lane, Bexley Lane and the un-built extension of Escarpment Blvd., north of State Highway 45 and south of La Crosse Avenue and generally south of Mordred Lane, a 247 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to CH-PDA, Commercial Highway Services-Planned Development Area district, zoning. Zoning and Platting Commission Recommendation: To grant GR-MU-CO, Community Commercial-Mixed Use-Conditional Overlay Combining district, zoning with conditions, and CS-MU-CO, General Commercial Services-Mixed Use-Conditional Overlay Combining district, zoning with conditions. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
- No action was taken on this item. The hearing will re-convene on July 11, 2002.**
- Z-20. C14-02-0040.111 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southeast corner of La Crosse Avenue and South Mopac Expressway (Loop 1), a 17 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence district, zoning. Zoning and Platting Commission Recommendation: To grant RR, Rural Residence district, zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
- No action was taken on this item. The hearing will re-convene on July 11, 2002.**
- Z-21. C14-02-0040.112 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the area generally east of South Mopac Expressway (Loop 1) and southeast of the proposed extension of La Crosse Avenue (at its terminus adjacent to the Wildflower Research Center), and generally northeast of Wyldwood Drive, a 50 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence district, zoning. Zoning and Platting Commission Recommendation: To grant RR, Rural Residence district, zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
- No action was taken on this item. The hearing will re-convene on July 11, 2002.**
- Z-23. C14-02-0040.114 – Stratus Properties – Conduct a public hearing and approve an ordinance on first reading only amending Chapter 25-2 of the Austin City Code by zoning property locally known as the northeast corner of State Highway 45 and FM 1826, a 16 acre tract of land, more or less, out of the Corbet Stevens Survey No. 63, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to GR, Community Commercial district, zoning. Zoning and Platting Commission Recommendation: The grant GR-CO, Community Commercial-conditional Overlay Combining district, zoning. Applicant: City of

Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.

**No action was taken on this item. The hearing will re-convene on July 11, 2002.**

107. Approve ordinance adopting a settlement with Circle C Land Corp (Stratus) concerning \_\_\_\_\_ acres of land in Southwest Austin, and Travis and Hays counties located generally in the Circle C area. (The provisions of the Settlement Agreement will be modified to remove the potential 380 Economic Development Plan. All references in the RCA to the 380 Economic Development Plan should be stricken to reflect this modification.) (First Reading) (Related Item Nos. 108-113)

**No action was taken on this item. The hearing will re-convene on July 11, 2002. This item will be considered after closing the Public Hearings on Zoning Cases Z9-15, Z17-21 and Z23.**

108. Approve a resolution authorizing negotiation and execution of a contract for fee simple acquisition of portion of Tract 110 situated in the Circle C Subdivision, Travis County, Texas owned by Circle C Land Corp. (Stratus), for the Circle C Fire Station Project, in an amount not to exceed \$1,000,000. (Funding is available in the 2001-2002 Approved Capital Budget of the Fire Department.) (Related Item Nos. 107, 109-113)

**No action was taken on this item. The hearing will re-convene on July 11, 2002. This item will be considered after closing the Public Hearings on Zoning Cases Z9-15, Z17-21 and Z23 or this item may be deferred until the third reading of items 107, 110 and 111.**

109. Approve a resolution authorizing negotiation and execution of a contract for fee simple acquisition of a portion of Tract 110 situated in the Circle C Subdivision, Travis County, Texas owned by Circle C Land Corp., for the South Bay Lane Extension Project in an amount not to exceed \$371,000. (Funding is in the 2001-2002 Amended Capital Budget of the Transportation Planning and Sustainability Department.) (Related Item No. 107, 108, 110-113)

**No action was taken on this item. The hearing will re-convene on July 11, 2002. This item will be considered after closing the Public Hearings on Zoning Cases Z9-15, Z17-21 and Z23 or this item may be deferred until the third reading of items 107, 110 and 111.**

110. Amend Ordinance No. 010910-02 the 2001-02 Capital Budget of the Transportation, Planning & Sustainability Department by transferring and appropriating \$371,000 from the Rutherford Land Street Improvement Project to the South Bay Lane Extension Project. (Funding is available from the Rutherford Lane Street Improvement Project account.) (First Reading) (Related Item Nos. 107-109, and 111-113)

**No action was taken on this item. The hearing will re-convene on July 11, 2002. This item will be considered after closing the Public Hearings on Zoning Cases Z9-15, Z17-21 and Z23.**

111. Amend Ordinance No. 010910-2, the 2001-2002 Capital Budget by increasing appropriations to the Water and Wastewater Utility by \$3,600,000 to the water project known as "Circle C Land Corp." (Funding will be provided from the proceeds of debt issuance when the annual obligation comes due in future budget years.) (First Reading) (Related Items Nos. 107-110 and 112-113)

**No action was taken on this item. The hearing will re-convene on July 11, 2002. This item will be considered after closing the Public Hearings on Zoning Cases Z9-15, Z17-21 and Z23.**

112. Approve a resolution to declare official intent to reimburse construction costs in the amount of \$3,600,000 to be paid for developer reimbursements for the Circle C Land Corp. Water project. (Funding for the Water and Wastewater Utility to be funded by the issuance of commercial paper.) (Related Item Nos. 107-111 and 113)  
**No action was taken on this item. The hearing will re-convene on July 11, 2002. This item will be considered after closing the Public Hearings on Zoning Cases Z9-15, Z17-21 and Z23 or this item may be deferred until the third reading of items 107, 110 and 111.**
113. Approve a resolution authorizing negotiation and execution of a cost reimbursement agreement with Circle C Land Corp, providing terms and conditions for construction of 12 and 16-inch water mains, pressure reducing valve, pressure zone boundary modifications, and appurtenances to provide water service to Lots 103, 106, 107 and 110 within Circle C, with City cost in an amount not to exceed \$3,600,000, for actual "hard" and "soft" construction costs; adopt an Ordinance waiving the requirement of Section 25-9-38, City Code, relating to expiration of a service extension request; waiving the requirement of Section 25-9-61, City Code, relating to facilities eligible for cost reimbursement; waiving the requirement of Section 25-9-63, City Code, relating to amount of cost reimbursement; waiving the requirements of Section 25-9-67, City Code, relating to cost reimbursement payments. (Funding is included in the 2001-2002 Amended Capital Budget of the Water and Wastewater Utility.) (Related Item Nos. 107-112)  
**No action was taken on this item. The hearing will re-convene on July 11, 2002. This item will be considered after closing the Public Hearings on Zoning Cases Z9-15, Z17-21 and Z23 or this item may be deferred until the third reading of items 107, 110 and 111.**

The following was approved on Council Member Wynn's motion, Mayor Pro Tem Goodman's second on a 7-0 vote. When the public hearing is re-convened on July 11, 2002, those people who will be allowed to testify are those who:

- signed up to speak by 1:00 A.M. on June 28, 2002;
- had not donated time to someone; and/or
- had not had his/her name read off as "in favor," "against," or "absent" when called at the June 28, 2002 meeting.
- Regardless of whether citizens signed up to speak on both the zoning and the agreement, they will be allowed to speak only one time and for no more than 3 minutes.
- Further, if a citizen had time donated to him/her, the person donating time must be present at the time the speaker speaks or the speaker loses those minutes.
- Once a person's name has been read into the record as not wishing to speak or not present when their name is called, that person will not be recognized to speak during the remainder of the July 11 hearing.

The motion to adjourn the meeting at 2:50 p.m. was approved on Council Member Wynn's motion, Mayor Pro Tem Goodman's second by a 7-0 vote.

The minutes from the work session of June 26, 2002 and the regular meeting of June 27, 2002 were approved on Council Member Wynn's motion, Council Member Goodman's second on a 7-0 vote.